

**GOVERNMENT OF THE DISTRICT OF COLUMBIA**  
**Office of the Chief Financial Officer**

Natwar M. Gandhi  
Chief Financial Officer



**MEMORANDUM**

**TO:** The Honorable Linda W. Cropp  
Chairman, Council of the District of Columbia

**FROM:** Natwar M. Gandhi [signature]  
Chief Financial Officer

**DATE:** November 1, 2004

**SUBJECT:** Fiscal Impact Statement: "Hazardous Waste Management  
Regulations Approval Resolution of 2004"

**REFERENCE:** Draft Resolution to be Introduced

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**Conclusion**

Funds are sufficient in the FY 2005 through FY 2008 budget and financial plan to implement the provisions of the proposed legislation. There are sufficient resources to fund operations and positions and the District may achieve approximately \$130,000 in FY 2005 and \$520,000 in FY 2005 through FY 2008 in fee collections proposed by the new regulations.

**Background**

The proposed resolution retires many waste management regulations that are no longer required and approves the promulgation of new regulations in their place. The proposed regulations are required to comply with federal regulations. The proposed regulations will create new fees in the amounts of \$100, \$200, and \$500 for entities that are required to obtain a Hazardous Waste Generator Permit in the District.

**Financial Plan Impact**

Funds are sufficient in the FY 2005 through FY 2008 budget and financial plan to implement the proposed legislation. The table in Figure 1 estimates fee collections for the required permits.

*Figure 1.*

Revenue Impact to the Financial Plan (\$ in 000s)				
FY 2005	FY 2006	FY 2007	FY 2008	TOTAL
\$130	\$130	\$130	\$130	<b>\$520</b>

The Department of Health (DOH) has received an Environmental Protection Agency grant in the amount of \$275,000. These funds will be used to offset the costs of operations and positions. DOH plans on having 3 inspectors and 1 clerical staff person to support hazardous waste operations to enforce the proposed regulations. DOH will be required to remain within their resources when implementing the proposed resolution.

Federal and District of Columbia (District) anti-deficiency laws prohibit District officers and employees from exceeding agency appropriations in any fiscal year.<sup>1</sup> The proposed resolution cannot be implemented and violate these anti-deficiency laws. Funds are identified in the existing budget and financial plan and fee collections could be allocated to cover the expenditures required by the proposed resolution.

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<sup>1</sup> 31 U.S.C.A § 1341 (2000); D.C. Code § 47.355.01 *et sequitor* (2003).